

1       LESLIE A. PARK, ESQ. (8870)  
2       630 South Seventh Street  
3       Las Vegas, Nevada 89101  
4       (702) 382-3847

4  
5           **IN THE UNITED STATE DISTRICT COURT**  
6           **FOR THE DISTRICT OF NEVADA**

7       UNITED STATES OF AMERICA

8           Plaintiff,

9       vs.

10      THEREN PHILLIP FRAZIER

11      Defendant.

Case No.: 2:14-mj-00748-VCF

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13           **STIPULATION TO CONTINUE**  
14           **PRELIMINARY HEARING**

15      IT IS HEREBY STIPULATED AND AGREED by and between DANIEL COWHIG,  
16      Assistant United States Attorney, and KATHRYN NEWMAN, Assistant United States Attorney  
17      and LESLIE A. PARK, ESQ., counsel for Defendant, THEREN PHILLIP FRAZIER; that the  
18      preliminary hearing currently scheduled for December 18, 2014 at the hour of 4:00 p.m., be  
19      vacated until January 15, 2014, or to a date and time to be set by this Honorable Court.

20      The Stipulation is entered into for the following reasons:

- 21       1.       The parties are attempting to resolve the case with a pre-indictment plea and  
22            require additional time to negotiate and discuss the terms of the plea.
- 23       2.       Denial of this request for continuance of the preliminary hearing would prejudice  
24            the defendant and the Government and unnecessarily consume this Court's valuable  
25            resources, taking into account the exercise of due diligence,
- 26       3.       Additionally, denial of this request for continuance could result in a miscarriage  
27            of justice.
- 28       4.       The additional time requested by this Stipulation is excludable in computing the  
          time within which the trial herein must commence pursuant to the Speedy Trial Act,

1           Title 18, United States Code §§ 3161(b) and 3161(h)(8)(A), considering the factors  
2           under Title 18, United States Code § 3161 (h)(8)(B)(I) and (iv).

3           This is the first request to continue the preliminary hearing date filed herein.

4           DATED this 12<sup>th</sup> day of December, 2014.

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9        /s/ Dan Cowhig  
DAN COWHIG, ESQ.  
Assistant United States Attorney

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11          \_\_\_\_\_  
12        /s/ Kathryn Newman  
KATHRYN NEWMAN, ESQ.  
Assistant United States Attorney

13           \_\_\_\_\_  
14        /s/ Leslie Park  
15        LESLIE PARK, ESQ.  
16        Nevada Bar No. 008870  
17        Attorney for Defendant Theren Phillip Frazier

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7 **IN THE UNITED STATE DISTRICT COURT**  
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10 UNITED STATES OF AMERICA  
11 Plaintiff,  
12 vs.  
13 THEREN PHILLIP FRAZIER  
14 Defendant.

15 Case No.: 2:14-mj-00748-VCF

16 **ORDER CONTINUING**  
17 **PRELIMINARY HEARING**

18 Based upon the pending Stipulation of counsel, and good cause appearing therefor, the  
19 Court hereby finds that:

20 IT IS HEREBY ORDERED that the preliminary hearing in the above-captioned matter  
21 currently scheduled for December 18, 2014 at 4:00 p.m., be vacated and continued to January  
22 16, 2015 at the hour of 4:00 p.m.

23 DATED AND DONE this 12th day of December, 2014.

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25 \_\_\_\_\_  
26 **UNITED STATES MAGISTRATE JUDGE**

27 Respectfully Submitted By:  
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29 \_\_\_\_\_  
30 /s/ Leslie A. Park  
31 Leslie A. Park, Esq.  
32 Nevada Bar No. 008870  
33 Attorney for Defendant Theren Phillip Frazier